

LAW OFFICES OF  
WALKUP, MELODIA, KELLY & SCHOENBERGER  
A PROFESSIONAL CORPORATION

650 CALIFORNIA STREET, 26<sup>TH</sup> FLOOR  
SAN FRANCISCO, CALIFORNIA 94108-2615  
T: (415) 981-7210 · F: (415) 391-6965

MICHAEL A. KELLY (State Bar #71460)  
[mkelly@walkuplawoffice.com](mailto:mkelly@walkuplawoffice.com)  
RICHARD H. SCHOENBERGER (State Bar #122190)  
[rschoenberger@walkuplawoffice.com](mailto:rschoenberger@walkuplawoffice.com)  
MATTHEW D. DAVIS (State Bar #141986)  
[mdavis@walkuplawoffice.com](mailto:mdavis@walkuplawoffice.com)  
ASHCON MINOIEFAR (State Bar #347583)  
[aminoiefar@walkuplawoffice.com](mailto:aminoiefar@walkuplawoffice.com)

SHANIN SPECTER (Pennsylvania State Bar No. 40928)  
(Admitted Pro Hac Vice)  
[shanin.specter@klinespecter.com](mailto:shanin.specter@klinespecter.com)  
ALEX VAN DYKE (CA State Bar No. 340379)  
[alex.vandyke@klinespecter.com](mailto:alex.vandyke@klinespecter.com)  
KLINE & SPECTER, P.C.  
1525 Locust Street  
Philadelphia, PA 19102  
Telephone: (215) 772-1000  
Facsimile: (215) 772-1359

ATTORNEYS FOR ALL PLAINTIFFS

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO/OAKLAND  
DIVISION

JANE ROE, an individual; MARY ROE,  
an individual; SUSAN ROE, an  
individual; JOHN ROE, an individual;  
BARBARA ROE, an individual;  
PHOENIX HOTEL SF, LLC, a  
California limited liability company;  
FUNKY FUN, LLC, a California limited  
liability company; and 2930 EL  
CAMINO, LLC, a California limited  
liability company,

Plaintiffs,

v.

CITY AND COUNTY OF SAN  
FRANCISCO, a California public entity,

Defendants.

Case No. 4:24-cv-01562-JST

**DECLARATION OF SUSAN ROE IN  
SUPPORT OF PLAINTIFFS'  
MOTION FOR PRELIMINARY  
INJUNCTION**

**ASSIGNED FOR ALL PURPOSES  
TO THE HONORABLE DISTRICT  
JUDGE JON S. TIGAR,  
COURTROOM 6**

Action Filed: 03/14/2024  
Trial Date: Unassigned

1  
2 I, Susan Roe, declare as follows:

3 1. I am over the age of 65 and am one of the plaintiffs in the above-  
4 captioned action. I am appearing in this action under the fictitious name of "SUSAN  
5 ROE," in order to preserve my anonymity. I have personal knowledge of the facts  
6 stated herein, except for facts that are stated on information, belief, or  
7 understanding. As to the latter, I have a good faith basis for believing them to be  
8 true. If called as a witness, I could and would competently testify thereto.

9 2. I have lived in the Tenderloin neighborhood of San Francisco since 2018.  
10 I currently live on the 300 block of Eddy Street. I live within two blocks of the GLIDE  
11 memorial church parking lot and within two blocks of the COVA hotel and 685 Ellis  
12 Street, which I understand to have been operated as homeless shelters by the City of  
13 San Francisco.

14 3. I am disabled as a result of a chronic and degenerative spinal condition,  
15 and for approximately the past seven years, I have had to use a walker to ambulate  
16 outside the home and around my home as needed.

17 4. Every other week, I go to the Curry Senior Center at the corner of Turk  
18 Street and Leavenworth Street to access medical care and other services. On the way  
19 to access these services, I frequently encounter the conditions and hazards described  
20 in this declaration. On occasion, I have been unable to use the public sidewalk when  
21 accessing these services. At other times, I have been unable to access the services at  
22 the Curry Senior Center due to these conditions. I used to go to the Curry Senior  
23 Center most days to visit people, but I only go as needed now because of the  
24 conditions on the sidewalks.

25 5. The sidewalks on and near my block are frequently blocked by  
26 encampments that have been erected by homeless people. The sidewalks are also  
27 frequently blocked by loitering groups of people who appear to be homeless drug  
28 users. On Eddy and Leavenworth right outside my home, I frequently see people

1 gathered on the corner appearing to be selling and smoking illegal drugs. I often see  
2 people sitting, standing or lying down outside my front door smoking or injecting  
3 what appears to be illegal drugs on the sidewalk. Often times, I find these groups to  
4 be intimidating, scary and unpredictable. There is often debris, garbage, and human  
5 excrement outside the front door to my building and on the sidewalk on my block. At  
6 times, I have seen homeless individuals burning wood and other materials on the  
7 sidewalk. I often encounter offensive smells from smoke, human waste, and debris.  
8 At night, I am too scared to leave my apartment building because of these conditions.  
9 For example, I do not smoke my evening cigarette outside my home as I would prefer  
10 to because of my fear of the people loitering out front.

11         6.       When leaving my home, I always check both ways down the sidewalk for  
12 these hazards. If I see the sidewalk is blocked, I will j-walk across the street to get to  
13 the other side. Sometimes, the conditions are so frustrating and difficult that I will  
14 simply go turn around and go back inside my home. Because of these conditions on  
15 my block and the adjoining sidewalks, I must take extra care for my safety when  
16 entering or leaving my home.

17         7.       When I walk down the sidewalk with my walker, I frequently have to  
18 walk into the street to avoid people, debris and encampments that are blocking the  
19 sidewalk. I estimate that happens about 50% of the time I try to walk down  
20 Leavenworth between Ellis and Turk Street. I have to be alert for human excrement  
21 in order to avoid contaminating my shoes and my walker. I also have to navigate  
22 around debris, including discarded needles and pipes. There are times when the  
23 wheels of my walker become clogged with substances that appear to be human  
24 excrement. It is both difficult and scary to step off the sidewalk and into the street  
25 because I have to navigate moving and parked vehicles with my walker to either get  
26 back onto the sidewalk or across the street.

27         8.       While these conditions and hazards outside my home and on the way to  
28 the Curry Senior Center will improve at times, they have been largely consistent and

1 have had a substantial impact on my ability to enjoy the use of my home and access  
2 to public services. I continue to take extra care for my safety when I leave my  
3 building and walk on the sidewalks when accessing services in the Tenderloin.

4 I declare under penalty of perjury under the laws of the United States of  
5 America that the foregoing is true and correct to the best of my knowledge.

6 Executed on this 20th day of August, 2025, at San Francisco, California.

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8 Susan Roe  
9 Susan Roe  
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